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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/892,096	06/26/2001	Thomas Richard Bednar	66042-9223-01	2860
23409 7	590 05/27/2003			
MICHAEL BEST & FRIEDRICH, LLP 100 E WISCONSIN AVENUE MILWAUKEE, WI 53202			EXAMINER	
			FLORES SANCHEZ, OMAR	
			ART UNIT	PAPER NUMBER
			3724]
			DATE MAILED: 05/27/2003	l

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary Examiner				/\				
Examiner			Application No.	Applicant(s)				
Omar Flores-Sanchez 3724 - The MAILING DATE of this communication appears on the cover sheet with the correspondence address → Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. If the period for reply specified above is less than thirty (30) days, a reply within the datationy minimum of theiry (30) days will be considered thinky. If the period for reply specified above is less than thirty (30) days, a reply within the datationy minimum of theiry (30) days will be considered thinky. If the period for reply specified above is less than thirty (30) days, a reply within the datationy minimum of theiry (30) days will be considered thinky. If the period for reply specified above is less than theiry (30) days, a reply within the datationy minimum of theiry (30) days will be considered thinky. If the period for reply specified above is less than theiry (30) days, a reply within the datation of their period of this communication. If the period for reply specified above is less than their (30) days, a reply within the datation of their period of this communication. If the period for reply specified above is less than their (30) days, and a reply within the datation, and their period of this communication. Any reply received by the Office later than them emotive after the mailing date of the communication, and their thinky fleet, reply reduce any search of the days and their thinky fleet, reply reduce any search of the days and their thinky fleet, reply reduce any search of the days decided to search of the days decided and their thinky fleet and their thinky fleet, reply reduce any search of the mailing date of the communication. Application of the above celiancy is used to the search of the days and the consideration is objected to by the Examiner. Application Papers 9 The period for fleet on is a cacepted or by	Office Action Summary		09/892,096	BEDNAR ET AL.				
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2a) This action is FINAL. 2b) This action is non-final. 3 Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 2.3.5-14 and 23-30 is/are pending in the application. 4a) Of the above claim(s) is/are withdrawn from consideration. 5] Claim(s) 2.9.90 is/are allowed. 6] Claim(s) 3.9.5-7.10-14.23.24 and 27 is/are rejected. 7) Claim(s) 8.9.25 and 26 is/are objected to. 8) Claim(s) 8.9.25 and 26 is/are objected to. 8] Claim(s) are subject to restriction and/or election requirement. Application Papers 9] The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: a) accepted or b) objected to by the Examiner. Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). 11) The proposed drawing correction filed on is: a) approved by the Examiner. If approved, corrected drawings are required in reply to this Office action. 12) The oath or declaration is objected to by the Examiner. Priority under 35 U.S.C. §§ 119 and 120 13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f). a) All	THE - Exte after - If the - If NC - Failu - Any	MAILING DATE OF THIS COMMUNICATION. Insions of time may be available under the provisions of 37 CFR 1.1 SIX (6) MONTHS from the mailing date of this communication. In period for reply specified above is less than thirty (30) days, a replection of the properties of the period for reply will, by statute to reply within the set or extended period for reply will, by statute reply received by the Office later than three months after the mailing	136(a). In no event, however, may a reply be to by within the statutory minimum of thirty (30) da will apply and will expire SIX (6) MONTHS from the, cause the application to become ABANDON	imely filed ays will be considered timely. In the mailing date of this communication. ED (35 U.S.C. § 133).				
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DETAILED ACTION

1. In view of the appeal brief filed on 12/16/02, PROSECUTION IS HEREBY REOPENED. New grounds of rejection are set forth below.

To avoid abandonment of the application, appellant must exercise one of the following two options:

- (1) file a reply under 37 CFR 1.111 (if this Office action is non-final) or a reply under 37 CFR 1.113 (if this Office action is final); or,
 - (2) request reinstatement of the appeal.

If reinstatement of the appeal is requested, such request must be accompanied by a supplemental appeal brief, but no new amendments, affidavits (37 CFR 1.130, 1.131 or 1.132) or other evidence are permitted. See 37 CFR 1.193(b)(2).

Claim Rejections - 35 USC § 103

- 1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 2. Claims 2-3, 5-7, 10-14, 23-24 and 27 are rejected under 35 U.S.C. 103(a) as being unpatentable over Palm in view of McCurry et al.

Palm discloses the invention including a lever 52, a locking member 48, a first end 54, a second end, a plurality of teeth (Fig. 5), a retainer member 22 supported by the housing and

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defining a channel 28 and a slot (Fig. 1). Palm does not show the lever engages the first and second ends of the locking member, first and second openings (Fig. 4). However, McCurry teaches the use of a lever engaging the first and second ends of the locking member (Fig. 3) for the purpose of providing a quick release of the blade. It would have been obvious to one having ordinary skill in the art at the time the invention was made to have modified Palm's device by providing the lever as taught by McCurry in order to obtain a quick release of the locking member.

Allowable Subject Matter

- 3. Claims 28-30 are allowed.
- 4. Claims 8-9 and 25-26 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Junghans, Axtell, Russell, Gehrie, Wilson, Darbo et al., Quirijnen, Neubert et al., Tanaka et al., Dyke et al. are cited to show related device.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Omar Flores-Sánchez whose telephone number is 703-308-0167. The examiner can normally be reached on 8:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Allan Shoap can be reached on 703-308-1082. The fax phone numbers for the

organization where this application or proceeding is assigned are 703-872-9302 for regular communications and 703-872-9302 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-1148.

ofs

May 19, 2003

Allan N. Shoap

Supervisory Patent Examiner

Group 3700